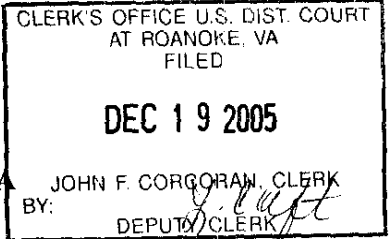


THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



WILLIAM A. WHITE,) Civil Action No. 7:05-cv00020
Plaintiff,)
v.) **FINAL ORDER**
VICTORIA B. HAINES,)
DEBRA E. McGHEE, and)
ALPHONSO R. JACKSON,)
Secretary of the Department of Housing and)
Urban Development,)
Defendants.) By: James C. Turk
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ADJUDGED and ORDERED

that in this action brought under Bivens v. Six Unknown Agents, 403 U.S. 388 (1971),
defendants' Federal Rule of Civil Procedure 12(b)(6) motion to dismiss is granted with prejudice
as against defendants in their individual capacities, and granted without prejudice as against
defendants in their official capacities as representatives of the Department of Housing and Urban
Development. This case is stricken from the active docket of the court.

The Clerk is directed to send a certified copy of this final order and the accompanying
memorandum opinion to all counsel for the parties.

ENTER: This 19th day of December, 2005.


SENIOR UNITED STATES DISTRICT JUDGE